

Senate File 471

S-3342

1 Amend the House amendment, S-3289, to Senate File 471, as
2 amended, passed, and reprinted by the Senate, as follows:

3 1. By striking page 1, line 5, through page 9, line 22, and
4 inserting:

5 <<Section 1. Section 707.7, Code 2017, is amended to read
6 as follows:

7 **707.7 Feticide.**

8 1. Any person who intentionally terminates a human
9 pregnancy, with the knowledge and voluntary consent of the
10 pregnant person, after the ~~end of the second trimester of the~~
11 pregnancy reaches one week postfertilization, where death of
12 the fetus results, commits feticide. Feticide is a class "C"
13 felony.

14 2. Any person who attempts to intentionally terminate a
15 human pregnancy, with the knowledge and voluntary consent of
16 the pregnant person, after the ~~end of the second trimester~~
17 ~~of the pregnancy~~ reaches one week postfertilization, where
18 death of the fetus does not result, commits attempted feticide.
19 Attempted feticide is a class "D" felony.

20 3. Any person who terminates a human pregnancy, with the
21 knowledge and voluntary consent of the pregnant person, who
22 is not a person licensed to practice medicine and surgery
23 or osteopathic medicine and surgery under the provisions of
24 chapter 148, commits a class "C" felony.

25 4. a. This section shall not apply to the termination of
26 a human pregnancy performed by a physician licensed in this
27 state to practice medicine or surgery or osteopathic medicine
28 or surgery when in the best clinical judgment of the physician
29 the termination is performed to preserve the life ~~or health~~ of
30 the pregnant person or of the fetus or to avert a serious risk
31 to the pregnant person of substantial and irreversible physical
32 impairment of a major bodily function, and every reasonable
33 medical effort not inconsistent with preserving the life of the
34 pregnant person is made to preserve the life of a viable fetus.
35 b. This section shall not apply to the termination of a

1 human pregnancy between fertilization and twenty-four weeks
2 postfertilization performed by a physician licensed in this
3 state to practice medicine or surgery or osteopathic medicine
4 or surgery, when in the best clinical judgment of the physician
5 the human pregnancy has a fetal anomaly incompatible with
6 life. For the purposes of this paragraph "b", "fetal anomaly
7 incompatible with life" means a fetal condition diagnosed in
8 utero that, if the pregnancy results in a live birth, will with
9 reasonable certainty result in the death of the child or will
10 result in requiring the provision of life-sustaining procedures
11 as defined in section 144A.2 to the child after the child's
12 birth and for the duration of the child's life.

13 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
14 immediate importance, takes effect upon enactment.>>

RICK BERTRAND